HYODO et al
 Atty Dkt:
 1883-32

 Serial No. 09/437,239
 Art Unit:
 2615

REMARKS/ARGUMENTS

Reexamination of the captioned application is respectfully requested.

A. SUMMARY OF THIS AMENDMENT

By the current amendment, Applicants basically:

- Apprise the Examiner of the filing of a Terminal Disclaimer to overcome the rejection of claims 9-10 and 12-13 on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claim 1 of U.S. Patent 6,0221,250 in view of U.S. Patent 5,504,585 to Fujinami et al.
- 2. Advise the Examiner of the simultaneous filing of a Petition to Extend.

B. MISCELLANEOUS

In view of the foregoing and other considerations, all claims are deemed in condition for allowance. A formal indication of allowability is earnestly solicited. The Commissioner is authorized to charge the undersigned's deposit account #14-1140 in whatever amount is necessary for entry of these papers and the continued pendency of the captioned application.

Respectfully submitted,

NIXON & VANDERHYE P.C.

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